

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

OCEAN RIDGE CAPITAL
ADVISORS, LLC as Litigation Trustee
of THE MAS LITIGATION TRUST,

Plaintiff,

- against -

METROPOLITAN LIFE INSURANCE
COMPANY, THE NORTHWESTERN
MUTUAL LIFE INSURANCE
COMPANY, CAPITAL D'AMERIQUE
CDPQ, INC., CAISSE DE DEPOT ET
PLACEMENT DU QUEBEC, CSFB
LP HOLDING, SKOOG FAMILY
INVESTMENTS, LLC,
BANCAMERICA CAPITAL
INVESTORS, LP, WINDWARD/PARK
AB II, LLC, WINDWARD CAPITAL
PARTNERS, LP, WINDWARD
CAPITAL ASSOCIATES, LP,
SUEZ CAPITAL PARTNERS II, LP,
INDOSUEZ CAPITAL CO-INVEST
PARTNERS, LP, SCP II ASSOCIATES,
CREDIT SUISSE FIRST BOSTON,
GOLDMAN SACHS CREDIT
PARTNERS, LP, ROBERT H. BARTON,
III, H.H. WACASER, PETER S.
MACDONALD, GARY SWENSON,
JOHN F. MAYPOLE, THOMAS
GRAHAM, DONALD A. MCKAY,
HENRY A. NICKOL, JEFFREY
HODGMAN, A. KIPP KOESTER,
CRAIG VAN ESS, GURMINDER,
S. BEDI, THOMAS WALKER, JACK

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ORDER

07 Civ. 3213 (SAS)

SKOOG, :
 :
 Defendants. :
 :
 -----X
 -----X
 METROPOLITAN LIFE INSURANCE :
 COMPANY and :
 THE NORTHWESTERN MUTUAL :
 LIFE INSURANCE COMPANY, :
 :
 Third-Party Plaintiffs, :
 :
 - against - :
 :
 RICHARD NEWSTED, :
 :
 Third-Party Defendant.:
 -----X
 SHIRA A. SCHEINDLIN, U.S.D.J.:

With the consent of plaintiff's counsel, the motion to dismiss the amended counterclaim of defendants Jack Skoog and the Skoog Family Investments, LLC is hereby closed without prejudice and with leave to re-file should the above-captioned action be restored to the Court's active docket. The Clerk of the Court is directed to close the motion [Document No. 99].

SO ORDERED:


Shira A. Scheindlin
U.S.D.J.

Dated: New York, New York
March 31, 2008

- Appearances -

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